



# Housing (Scotland) Act 1987

## 1987 CHAPTER 26

### PART II

#### HOMELESS PERSONS

##### *Main definitions*

#### **27 Meaning of “local connection”.**

- (1) Any reference in this Part to a person having a local connection with a district is a reference to his having a connection with that district—
- (a) because he is, or in the past was, normally resident in it and his residence in it is or was of his own choice; or
  - (b) because he is employed in it, or
  - (c) because of family associations, or
  - (d) because of any special circumstances.
- (2) Residence in a district is not of a person’s own choice for the purposes of subsection (1) if he became resident in it—
- (a) because he or any person who might reasonably be expected to reside with him—
    - <sup>F1</sup>(i) .....
      - (ii) was detained under the authority of any Act of Parliament, [<sup>F2</sup>or
      - (iii) was resident in accommodation provided in pursuance of section 95 (provision of support for asylum-seekers and dependants) of the Immigration and Asylum Act 1999 (c. 33),]
    - (b) in such other circumstances as the Secretary of State may by order specify.
- (3) A person is not employed in a district for the purposes of subsection (1)—
- <sup>F3</sup>(a) .....
    - (b) in such <sup>F4</sup>... circumstances as the Secretary of State may by order specify.

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**Changes to legislation:** Housing (Scotland) Act 1987, Section 27 is up to date with all changes known to be in force on or before 05 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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- (4) An order under subsections (2) or (3) shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

#### Textual Amendments

- F1** S. 27(2)(a)(i) repealed (1.3.2011) by [Housing \(Scotland\) Act 2010 \(asp 17\)](#), **ss. 156(a)**, 166(2); S.S.I. 2011/96, art. 2, sch.
- F2** S. 27(2)(a)(iii) and word inserted (30.1.2004) by [Homelessness etc. \(Scotland\) Act 2003 \(asp 10\)](#), **ss. 7**, 14(1); S.S.I. 2003/609, art. 2
- F3** S. 27(3)(a) repealed (1.3.2011) by [Housing \(Scotland\) Act 2010 \(asp 17\)](#), **ss. 156(b)**, 166(2); S.S.I. 2011/96, art. 2, sch.
- F4** Word in s. 27(3)(b) repealed (1.3.2011) by [Housing \(Scotland\) Act 2010 \(asp 17\)](#), **ss. 156(c)**, 166(2); S.S.I. 2011/96, art. 2, sch.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 21(3)(i)s. 21(3)(ai)(ii) by [2001 asp 10 Sch. 10 para. 13\(3\)\(c\)para. 13\(I\)-\(iii\)](#)
- s. 24(3)(f) and word(s) inserted by [2003 asp 10 s. 5\(1\)](#) (This amendment not applied to legislation.gov.uk. S. 5 omitted (31.12.2012) without ever being in force by virtue of S.S.I. 2012/330, arts. 1, 13)
- s. 31(2C)(c) words substituted by [2004 asp 8 Sch. 4 para. 2](#)
- s. 61(2)(a)(ia) by [2001 asp 10 Sch. 10 para. 13\(6\)\(a\)\(ii\)](#)
- s. 63(1A)-(61C) by [2001 asp 10 s. 46\(2\)](#)
- s. 66(1)(vi)(vii) by [2001 asp 10 Sch. 10 para. 13\(9\)\(b\)](#)
- s. 286(a)(c) by [2001 asp 10 Sch. 10 para. 13\(40\)\(a\)\(b\)](#)